

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**


JOSE GENARO CALDERON-MELGAR,	)	
	)	
Petitioner,	)	
	)	
v.	)	Civil Action No. 3:20CV921-HEH
	)	
SUPERINTENDENT CAROLINE	)	
DETENTION FACILITY, <i>et al.</i> ,	)	
	)	
Respondent.	)	

**MEMORANDUM OPINION  
(Dismissing Civil Action Without Prejudice)**

By Memorandum Order entered on December 16, 2020, the Court directed Petitioner, within eleven (11) days of the date of entry thereof, to complete and return the standardized form for filing a 28 U.S.C. § 2241 petition. The Court warned Petitioner that the failure to comply with the terms of the December 16, 2020 Memorandum Order would result in the dismissal of the action. *See* Fed. R. Civ. P. 41(b).

More than eleven (11) days have elapsed and Petitioner has not completed and returned the § 2241 form or otherwise responded to the December 16, 2020 Memorandum Order. Accordingly, the action will be dismissed without prejudice. A certificate of appealability will be denied.

An appropriate Order shall accompany this Memorandum Opinion.

  
\_\_\_\_\_/s/  
Henry E. Hudson  
Senior United States District Judge

Date: **Jan. 28, 2021**  
Richmond, Virginia